

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

ANTONI A. RUMIERZ,

Plaintiff,

v.

SHERIFF, PASSAIC COUNTY JAIL, et al.,

Defendants.

Civ. Action No. 02-6146 (KSH)

ORDER

KATHARINE S. HAYDEN, U.S.D.J.

THIS MATTER having come before the Court on plaintiff's motion for summary judgment; the Court having considered the written submissions by the parties, and for good cause shown and for the reasons more fully set forth in the **opinion** filed herewith,

It is on this 27th day of October, 2006;

ORDERED that plaintiff's motion for summary judgment appearing on the docket as entry #s 69 and 70 are **denied**.

/s/ Katharine S. Hayden

Katharine S. Hayden, U.S.D.J.